IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6480 of 1990

For Approval and Signature:

Hon'ble MR.JUSTICE K.A.PUJ

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

JOSABKHAN BALIM

Versus

GUJARAT STATE ROAD TRANSPORT CORPORATION

Appearance:

1. Special Civil Application No. 6480 of 1990

MR YN OZA for Petitioner.

MR HARDIK C RAWAL for Respondent.

CORAM : MR.JUSTICE K.A.PUJ

Date of decision: 21/02/2003

ORAL JUDGEMENT

The present petition is filed by the workman against the respondent-Corporation challenging the award passed by the learned Judge, Labour Court, in Reference No. 1326 of 1986 on 10-10-1988, in so far as it grants 50% of the backwages to the petitioner. The respondent-Corporation had also challenged the very same award before this Court against the finding given by the learned Labour Judge, Labour Court with regard to

reinstatement and 50% of backwages. The said petition, being Special Civil Application No. 2461 of 1989 against the respondent-Corporation, was decided by this Court on 21-2-2002. The learned Single Judge of this Court [Coram: H.K. Rathod, J.] has granted reinstatement with 25% backwages. The issue raised by the present-workman is squarely covered by the abovesaid judgment of this Court and hence the present petition does not survive. The petition is, therefore, dismissed as having become infructuous. Rule is discharged with no order as to costs.

rmr. [K.A. Puj, J.]